GOVERNMENTOF ANDHRA PRADESH
ABSTRACT

Public Servants – A&C(Vig.I) Department – Departmental proceedings against Sri M. Subramanyam,the then MAO, Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist.- certain allegations regarding variations observed in fertilizer samples - under Rule 20 of A.P.C.S. (CC&A) Rules, 1991 - Article of charges – Issued.

AGRICULTURE AND COOPERATION (VIG.I) DEPARTMENT

G.O.Rt.No.679 **Dated:25.10.2019 .**

Read the following:

1. From the Special Commissioner of Agriculture, A.P.,Guntur, Lr.No.Vig.I(1)46/2019, Dt:13.09.2019.
2. Govt. Memo No.AGC01- AGRI/249/2019, A&C(Vig.I) Dept., Dated:24.10.2019.
3. G.O. Ms.No.105 , A&C (Vig.I) Dept. dated :25.10.2019.

****

ORDER:

In pursuance of the sanction accorded by the Government under sub clause (i) of clause (b) of sub-rule(2) of Rule 9 of the A.P. Revised Pension Rules, 1980, for initiating departmental proceedings against Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist., vide G.O.Ms.No.105, Agriculture & Cooperation (Vig-I) Department, dated:25.10.2019 in the ref 3rd read above, it is proposed to hold an inquiry against the said Sri M.Subramanyam,the then MAO, Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. in accordance with the procedure laid down in Rule 20 of A.P.C.S.(CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Article of Charges (Annexure-I). Statement of imputation of misconduct or mis-behaviour in support of Article of Charges against Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. is enclosed as Annexure-I. A list of documents by which and a list of witnesses by whom the Article of Charges are proposed to be sustained are also enclosed as Annexure II and III.

3. Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. is directed to submit within 15 days of the receipt of this order, a written statement of his defense.

4. Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. is further informed that an inquiry will be held only in respect of those Article of Charges which are not admitted. He should, therefore, specifically admit or deny each Article of Charge.

5. Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. is further informed that if he does not submit his written statement of defense on or before the date specified in Para (3) above or does not appear in person before the Inquiring Authority or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P.C.S.(CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiry Authority may hold the inquiry against him ex-parte and further action will be proceeded based on the material available.

P.T.O

6. The attention of Sri M.Subramanyam,the then MAO, Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli, Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist. is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of the G.O. must be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To,
Sri M.Subramanyam,the then MAO,Bantumilli & ADA I/C Bantumilli,
Krishna District & now Retd. as ADA(R), Kaikalur, Krishna Dist.
(through the Special Commissioner of Agriculture, A.P.,Guntur)

Copy to:

The Special Commissioner of Agriculture, A.P.,Guntur, (with a request to serve this order to the charged officer and return the served copy with dated acknowledgement.)
SC/SF.

// FORWARDED BY ORDER//

SECTION OFFICER

(Contd… Annexures)

ANNEXURE-I

STATEMENT OF DRAFT ARTICLE OF CHARGE FRAMED AGAINST SRI M. SUBRAHMANYAM, THE THEN MAO, BANTUIVIILLI AND ASSISTANT DIRECTOR OF AGRICULTURE, BANTUIVMILLI, I/c AND PRESENTLY RETIRED AS ADA (R), KAIKALURU, KRISHNA DISTRICT.

Article of Charge-1:

"that the said Sri M. Subrahmanyam, while working as MAO, Bantumilli & ADA(R), Bantumilli, I/c, has drawn (4) No. of fertilizer samples of Zn EDTA-12% on 27-10-2017. The result of first analysis and the result of check test analysis were found to be similar but wide variation is found in the result of sample submitted to the Appellate Authority for re-analysis compared to 1st and 3rd analysis, therefore it is evident that mischief occurred before the samples were submitted to Appellate Authority for re-analysis. Thus he has contravened the Rules and Regulations of FCO Act, 1985 and also violated Rule-3 of ARCS (Conduct) Rules, 1964".

Basis of Charge:

Vide U.O. Note No. Fert. (1)72/2017-Part(3)1, dt: 23.02.2019, the Fertilizer Section of O/o.the Commr. & Dir. of Agril., A.P., Guntur, has stated that certain discrepancies were noticed in the fertilizer samples submitted for re-analysis during the year 2017-18, which was evident from the analysis reports sent by the labs concerned. Sri M. Subrahmanyam, while working as MAO, Bantumilli & A.D.A.(R), Bantumilli I/c has drawn (4) No. of fertilizer samples of Zn EDTA-12% on 27-10-2017. The sample was first analyzed at FCO Lab, Bapatla, and nutrient content was found to be Zn:4.44. But whereas in the second analysis done at FCO lab, Coimbattore, the nutrient content was found to be Zn:12.49. Since variation was huge, the preserved part of the sample from the concerned lab was sent to RFCL, Chennai. The nutrient content was found to be Zn: 2.82. Since first analysis and third analysis nutrient contents were 4.44 and 2.82, respectively, where as in the second analysis the variation is huge i.e., 12.49. Thus it casts doubt on the sampling procedure and evident that mischief occurred before the samples were submitted to the Appellate Authority for re-analysis.

Therefore, the aforesaid officer has contravened the Rules and Regulations of FCO Act, 1985 and also violated Rule-3 of APCS (Conduct) Rules, 1964. Hence charged.

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

DRAFT LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAISNT SRI. M.SUBRAHMANYAM, THE THEN MAO, BANTUMILLI AND ASSISTANT DIRECTOR OF AGRICULTURE, BANTUMULLI, I/c AND PRESENTLY RETIRED AS ADA (R), KAIKALURU, KRISHNA DISTRICT IS PROPOSED TO BE SUSTAINED.

1. U.O. Note No. Fert (1) 72/2017-Part (3) 1, Dated: 23-02-2019 of O/o.the Commr. & Dir. of Agril., A.P., Guntur, along with analysis reports of fertilizer sample.
2. U.O. Note No. Fert (1) 72/2017, Dated: 06-08-2019 of fertilizer section of O/o.the Commr. & Dir. of Agril., A.P., Guntur.

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

DRAFT LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAISNT SRI M.SUBRAHMANYAM, THE THEN MAO, BANTUMILLI AND ASSISTANT DIRECTOR OF AGRICULTURE (R) BANTUMULLI, I/c AND PRESENTLY RETIRED ADA (R), KAIKALURU, KRISHNA DISTRICT IS PROPOSED TO BE SUSTAINED.

-NIL-

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER